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**MAILED**

APR 26 2019

OFFICE OF PETITIONS

In re Patent No. 6,309,085	:	Paper No. 6
Issue Date: October 30, 2001	:	
Application No. 09/558,182	:	DECISION ON PETITION
Filed: April 26, 2000	:	
Attorney Docket No. <b>BES3-BK17</b>	:	

This is a decision on the petition under 37 CFR 1.378(c), filed January 08, 2010, to accept the delayed payment of a maintenance fee for the above-identified patent.

The petition is **DISMISSED**.

If reconsideration of this decision is desired, a petition for reconsideration under 37 CFR 1.378(e) must be filed within TWO (2) MONTHS from the mail date of this decision. No extension of this two-month time limit can be granted under 37 CFR 1.136(a) or (b). This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

Any petition for reconsideration of this decision must be accompanied by the petition fee of \$400 as set forth in 37 CFR 1.17(f). The petition for reconsideration must include the lacking item(s) noted below, since, after a decision on the petition for reconsideration, no further reconsideration or review of the matter will be undertaken by the Director.

A petition to accept the unintentionally delayed payment of a maintenance fee under 35 U.S.C. 41(c) and 37 CFR 1.378(c) must be accompanied by: (1) a statement that the delay was unintentional; (2) payment of the appropriate maintenance fee, unless previously submitted; (3) payment of the surcharge set forth in 37 CFR 1.20(i)(2). This petition lacks item (1) above.

In regard to item (1) it is noted that the statement of delay is made by the assignee. However, the assignee has not complied with the requirements of 37 CFR 3.73(b). See MPEP § 324. A copy of form PTO/SB96 is enclosed for petitioner's use.

Further correspondence with respect to this matter should be addressed as follows:

**By Mail:**

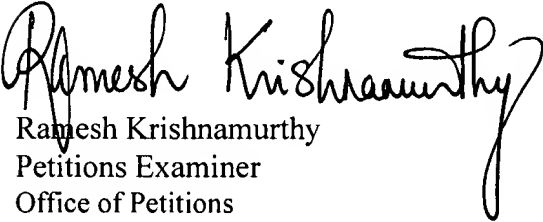
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Telephone inquiries should be directed to Tredelle Jackson at 571-272-2783.

  
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Encl: PTO/SB/96